

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Washington Mutual Bank,

No. C V-08-1407

**Plaintiff(s),**

**CONSENT TO PROCEED BEFORE A  
UNITED STATES MAGISTRATE JUDGE**

Fidelity Capital Funding, Inc.

V.

Defendant(s).

CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE

In accordance with the provisions of Title 28, U.S.C. Section 636(c), the undersigned party hereby voluntarily consents to have a United States Magistrate Judge conduct any and all further proceedings in the case, including trial, and order the entry of a final judgment. Appeal from the judgment shall be taken directly to the United States Court of Appeals for the ~~Ninth~~ Circuit.

Dated: June 30, 2008

Signature

Counsel for PLAINTIFF  
(Plaintiff, Defendant or indicate "pro se")